GOVERNMENT OF INDIA
SOCIAL JUSTICE AND EMPOWERMENT
LOK SABHA

UNSTARRED QUESTION NO:4144
ANSWERED ON:14.12.2001
NON IMPLEMNTATION OF RESERVATION POLICY
TARACHAND BHAGORA

Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state:

(a) whether the Governmental are aware of the news-item captioned `Reservation Policynot implemented full report` appearing in the Hindu dated November 18, 2001;

(b) if so, the reaction of the Government thereto; and

(c) the effective scheme formulated/proposed to be formulated by the Government to implement the provisions of reservation in future?

Answer

THE MINISTER OF SOCIAL JUSTICE AND EMPOWERMENT (DR. SATYANARAYAN JATIYA)

(a) Yes Sir.

(b) The backlog in filling posts reserved for SCs and STs in Group `A` and Group `B`services is not due to absence of a legislation for this purpose but for reasons like non-availability of requisite number of reserved category candidates in feeder grades, lack of qualified candidates, entry into service at a later age and consequent shorter tenure etc. The executive instruction on reservation come within the meaning of law and non-compliance thereof tantamounts to misconduct which makes delinquent officials liable to disciplinary action under Conduct Rules. Reservation for ScheduledCaste and Scheduled Tribe candidates is available in Public Sector Undertakings, Statutory, Semi-Government and Autonomous bodies and Voluntary Agencies receiving grants-in-aid from the Government. However, it is not possible for Government to make reservation mandatory in the Private Section in, as much itwould be violative of equity provisions of the Constitution.

(c) Steps taken to implement provisions of reservation for SCs and STs includerelaxations in age limit in direct recruitment by five years, ban on de-reservation of vacancies in case of direct recruitment, provision of carry forward of vacancies for three recruitment years, relaxation in qualifications regarding experience in case of direct recruitment, at the discretion of UPSC/competent authority, relaxation in standard of suitability in case of direct recruitment, relaxation in qualifying marks/standard of evaluation in case of promotion, relaxation in upper age limit by five years where upper age limit for promotion is prescribed as not exceeding 50 years, extension of zone of consideration in case of non-availability of suitable SC/ST candidates within normal zone of consideration etc.